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U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

INFORMATION DISCLOSURE  
STATEMENT

Docket Number:  
1662/6040761

Application Number  
10/735,029

Filing Date  
December 12, 2003

Examiner  
To be assigned

Art Unit  
1614

Invention Title  
NOVEL CRYSTALLINE FORMS OF GATIFLOXACIN  
AND PROCESSES FOR PREPARATION

Inventor(s)  
NIDDAM-HILDESHEIM et al.

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, V.A. 22313-1450 on:

Date: June 7, 2004

Signature: Catherine Edmunds

Sir:

1. In accordance with the duty of disclosure under 37 C.F.R. § 1.56 and in conformance with the procedures of 37 C.F.R. §§ 1.97 and 1.98 and M.P.E.P. § 609, attorneys for Applicants hereby bring the following references to the attention of the Examiner. These references are listed on the attached modified PTO Form No. 1449. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom. The filing of this Information Disclosure Statement and the enclosed PTO Form No. 1449, shall not be construed as an admission that the information cited is prior art, or is considered to be material to patentability as defined in 37 C.F.R. § 1.56(b).
2. Copies of patents, publications or other information listed on the modified PTO Form 1449 are enclosed.
3. Applicant's attorney certifies that each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of information disclosure statement.

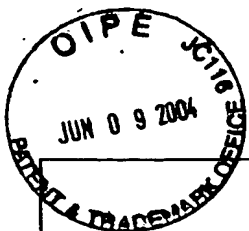
Dated:

June 4, 2004

By:

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**INFORMATION DISCLOSURE  
STATEMENT  
BY APPLICANT  
PTO-1449**

ATTY. DOCKET NO.  
1662/6040761

SERIAL NO.  
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APPLICANT  
NIDDAM-HILDESHEIM et al.

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GROUP  
1614

**U. S. PATENT DOCUMENTS**

EXAMINER INITIAL	PATENT NUMBER	PATENT DATE	NAME	CLASS	SUBCLASS	FILING DATE*

**FOREIGN PATENT DOCUMENTS**

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	WO 03 094919	November 20, 2003	Europe				
	WO 02 22126	March 21, 2002	Europe				
	EP 0 805 156 A	November 5, 1997	Europe				

**OTHER DOCUMENTS**

EXAMINER INITIAL		AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.
		PCT International Search Report - PCT/US03/39539

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if citation considered, whether or not citation is in conformance with M.P.E.P. 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	